

108TH CONGRESS
2D SESSION

S. 2436

AN ACT

To reauthorize the Native American Programs Act of 1974.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. NATIVE AMERICAN PROGRAMS ACT OF 1974.**

2 (a) INTRA-DEPARTMENTAL COUNCIL ON NATIVE
 3 AMERICAN AFFAIRS.—Section 803B(d)(1) of the Native
 4 American Programs Act of 1974 (42 U.S.C. 2991b–
 5 2(d)(1)) is amended by striking “There” and all that fol-
 6 lows and inserting the following: “There is established in
 7 the Office of the Secretary the Intra-Departmental Coun-
 8 cil on Native American Affairs. The Commissioner and the
 9 Director of the Indian Health Service shall serve as co-
 10 chairpersons of the Council. The co-chairpersons shall ad-
 11 vise the Secretary on all matters affecting Native Ameri-
 12 cans that involve the Department.”.

13 (b) AUTHORIZATION OF APPROPRIATIONS.—Section
 14 816 of the Native American Programs Act of 1974 (42
 15 U.S.C. 2992d) is amended—

16 (1) by striking subsections (a) through (c) and
 17 inserting the following:

18 “(a) IN GENERAL.—There are authorized to be
 19 appropriated—

20 “(1) to carry out section 803(d), \$8,000,000
 21 for each of fiscal years 2005 through 2009; and

22 “(2) to carry out provisions of this title other
 23 than section 803(d) and any other provision having
 24 an express authorization of appropriations, such
 25 sums as are necessary for each of fiscal years 2005
 26 through 2009.

1 “(b) LIMITATION.—Not less than 90 percent of the
 2 funds made available to carry out this title for a fiscal
 3 year (other than funds made available to carry out sec-
 4 tions 803(d), 803A, 803C, and 804, and any other provi-
 5 sion of this title having an express authorization of appro-
 6 priations) shall be expended to carry out section 803(a).”;

7 (2) by redesignating subsection (d) as sub-
 8 section (c); and

9 (3) by striking subsection (e).

10 (c) REPORTS.—Section 811A of the Native American
 11 Programs Act of 1974 (42 U.S.C. 2992–1) is amended—

12 (1) by striking the section heading and all that
 13 follows through “each year,” and inserting the fol-
 14 lowing:

15 **“SEC. 811A. REPORTS.**

16 “Every 5 years, the Secretary shall”; and

17 (2) by striking “an annual report” and insert-
 18 ing “a report”.

19 **SEC. 2. RESEARCH AND EDUCATIONAL ACTIVITIES.**

20 Section 7205(a)(3) of the Native Hawaiian Edu-
 21 cation Act (20 U.S.C. 7515(a)(3)) is amended—

22 (1) by redesignating subparagraphs (K) and
 23 (L) as subparagraphs (L) and (M), respectively; and

24 (2) by inserting after subparagraph (J) the fol-
 25 lowing:

- 1 “(K) research and educational activities re-
2 lating to Native Hawaiian law;”.

Passed the Senate September 29, 2004.

Attest:

Secretary.

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